

MINUTES OF THE  
MAG MANAGEMENT COMMITTEE MEETING  
March 14, 2001  
MAG Office Building - Saguaro Room  
Phoenix, Arizona

MEMBERS ATTENDING

Donna Dreska for Lloyd Harrell, Chandler,  
Chairman  
Scott Schrader, Avondale  
\*Joe Blanton, Buckeye  
\*Jon Pearson, Carefree  
Usama Abujbarah, Cave Creek  
Stuart Brackney, El Mirage  
Paul Nordin, Fountain Hills  
Shane Dille, Gila Bend  
Urban Giff, Gila River Indian Community  
George Pettit for Kent Cooper, Gilbert  
Martin Vanacour, Glendale, Acting Chairman  
Jerene Watson for Stephen Cleveland,  
Goodyear  
Antonio Figueroa for Tom Morales,  
Guadalupe  
Horatio Skeete, Litchfield Park

Mike Hutchinson, Mesa  
Tom Martinsen, Paradise Valley  
Terry Ellis, Peoria  
Frank Fairbanks, Phoenix  
Cynthia Seelhammer, Queen Creek  
David Easchief, Salt River Pima-Maricopa  
Indian Community  
Roger Klingler for Jan Dolan, Scottsdale  
Bill Pupo, Surprise  
Shannon Wilhelmsen for John Greco, Tempe  
Ralph Velez, Tolleson  
Fred Carpenter, Wickenburg  
\*Lloyce Robinson, Youngtown  
Mary Lynn Tischer for Mary Peters, ADOT  
Tom Buick for David Smith, Maricopa County  
Ken Driggs, RPTA  
\*+Curtis Shook, Apache Junction

\*Those members neither present nor represented by proxy.

+ Non-voting

1. Call to Order

The meeting was called to order by Acting Chairman Martin Vanacour, Glendale, at 12:05 p.m.

2. Approval of February 14, 2001 Meeting Minutes

Acting Chairman Vanacour asked if there were any corrections to the minutes. Hearing none, he asked for a motion to approve.

Tom Martinsen moved to approve the minutes of the February 14, 2001 Management Committee meeting. Ken Driggs seconded and the motion carried unanimously.

3. Call to the Audience

Acting Chairman Vanacour stated that a timer is available to assist the public with their presentations. He noted that public comments have a three minute time limit. When two minutes have elapsed, the yellow light will come on notifying the speaker that they have one minute to sum up. At the end of the three minute time period, the red light will come on. He stated that for members of the audience who wish to speak, cards are available from the staff who will bring it to the Chairman. Public comment is provided at the beginning of the meeting for non-agenda

items. Public comment is provided at the beginning of the meeting for consent items. For the action items on the agenda, public comment will be taken when the item is heard. Public comments are limited to three minutes.

Acting Chairman Vanacour recognized public comment from Joseph Ryan, who requested that strategies be changed. He asked that three factors be considered: 1) the time you have available to get things done; 2) the time it takes to do the things you would like to accomplish; 3) the speed at which you effectively work and travel. Mr. Ryan stated that there are many reasons why you cannot perform most daily activities at a faster pace. Mr. Ryan commented on the increase in travel times from just a couple of years ago. He requested that a new strategy be adopted to connect downtown Phoenix with the airport and outlying cities with a truly rapid transit system. Instead of investing in trolley tracks and parking lots, start a program to build distributed intermodal terminals and high speed rights of way. Acting Chairman Vanacour thanked Mr. Ryan for his comments.

#### 4. Executive Director's Report

James M. Bourey provided an update on the 2000 Census and Special Census. He stated that a Special Census was conducted in both 1985 and 1995 and could potentially be held in 2005. Mr. Bourey stated that he and Harry Wolfe, MAG staff, attended a meeting in Washington, DC with Census Bureau officials on whether the 2005 Census would be held and the way it would be conducted. Mr. Bourey stated that results from the 2000 Census were anticipated by March 19th; however, this has changed to the end of the month for this region. He explained that he would be attending two days of census meetings in Washington, DC this week.

Mr. Bourey updated members on the Governor's Transportation Vision 21 Task Force potential recommendation to establish a five-member directly elected transportation governing board. He stated that the Regional Council took action to oppose this board at their February meeting and to request that a meeting be scheduled with the Task Force to discuss this issue. Mr. Bourey stated that this meeting with the Executive Committee, the Regional Council Transportation Subcommittee, and the Task Force has been scheduled for March 21, 2001 from 11:00 a.m. to noon in the Saguaro Room.

Mr. Bourey stated that an initial discussion of the Review of Comprehensive Plans and Amendments is on the March 21, 2001 Executive Committee agenda.

Mr. Bourey stated that the Desert Peaks nomination form was at each place. He informed members that the forms are due to MAG March 23, 2001. Acting Chairman Vanacour thanked Mr. Bourey for his report and asked if there were any questions.

#### 5. Approval of Consent Agenda

Acting Chairman Vanacour stated that public comment is provided at the beginning of the meeting for action items on consent. Each speaker is provided with a total of three minutes to comment on the consent agenda. Acting Chairman Vanacour stated that any member of the Committee may request that an item be removed from the consent agenda and considered individually.

Acting Chairman Vanacour noted that items #6 through #13 were on the consent agenda. He recognized public comment from Joseph Ryan, who commented on agenda item #6, Proposed Administrative Adjustment and Amendment to the FY 2001-2005 MAG Transportation Improvement Program. He requested that the terminal not be built. Mr. Ryan stated that the plan will increase air quality and congestion. Mr. Ryan stated that laying tracks in the middle of streets will preclude rapid transit. He explained how the tracks require a 30 foot right of way. If a traffic lane is 8 feet to 12 feet in width, three lanes of highway would be destroyed to accommodate one light rail track. These lanes that would be destroyed have already been paid for by the citizens. Mr. Ryan noted that light rail does not have the capacity that cars and buses carry. He stated that restricting capacity increases congestion and air pollution. Mr. Ryan noted that left turns on Central will be eliminated, causing vehicles to make three more turns and extra distance to arrive at their destination. Mr. Ryan stated that Transit 2000 is a fraud.

Acting Chairman Vanacour asked if any member had comments or questions on the consent agenda items. Hearing none, he asked for a motion.

Mr. Martinsen moved to recommend approval of consent agenda items #6 through #13. Bill Pupo seconded, and the motion carried unanimously.

6. Proposed Administrative Adjustment and Amendment to the FY 2001-2005 MAG Transportation Improvement Program

The Management Committee, by consent, recommended approving the administrative adjustment and amendment to the FY 2001-2005 MAG Transportation Improvement Program. The Regional Public Transportation Authority (RPTA) has requested an administrative adjustment to 36 transit projects and an amendment adding one new project to the FY 2001-2005 MAG Transportation Improvement Program. Proposed administrative adjustments to the TIP include fifteen project advancements, four project deferrals, and seventeen project scope changes, all of which may be categorized as minor project revisions. The proposed new transit project, which requires a TIP amendment for programming in FY 2001, may also be categorized as exempt.

7. Recommendations to the Arizona Department of Transportation for the FTA Elderly and Persons with Disabilities Transportation Program

The Management Committee, by consent, recommended forwarding the priority listing of applicants for FTA Elderly and Persons with Disabilities Transportation Program to the Arizona Department of Transportation. On March 6, 2001, the MAG FTA Elderly and Persons with Disabilities Transportation Ad Hoc Committee ranked applications for the Federal Transit Administration (FTA) Section 5310 funding. FTA provides these funds to the Arizona Department of Transportation for capital assistance to agencies and public bodies that provide transportation services for people who are elderly and for people who have a disability. This year, 18 applications for capital assistance awards were received and considered by the Committee. The ranking provided by MAG is considered by ADOT in determining which applicants are to be awarded.

8. Consultation on Conformity Assessment for Proposed Administrative Adjustment and Amendment to the FY 2001-2005 MAG Transportation Improvement Program

The Regional Public Transportation Authority has requested that MAG make an administrative adjustment to 36 transit projects and add one new project to the FY 2001-2005 MAG Transportation Improvement Program (TIP). MAG has reviewed the proposed projects and found that the project changes require consultation on the conformity assessment. The proposed 36 minor project revisions may be characterized as administrative adjustments for which a conformity determination is not required. The proposed new transit project may be categorized as exempt, for which a conformity determination is not required.

9. Consultation on Proposed Methodology for the 2001 MAG Conformity Analysis

Federal and state conformity regulations require that MAG consult with federal, state, and local air quality and transportation agencies on methodology proposed for the conformity analysis on the transportation program and plan. This methodology includes: the selection of modeling methods, the identification of exempt projects, ensuring the expeditious implementation of transportation control measures, and the identification of projects which require PM-10 hotspot analysis. MAG is therefore distributing for comment the proposed methodology to be applied in the upcoming conformity analysis for the FY 2002-2006 MAG Transportation Improvement Program and the MAG Long Range Transportation Plan Summary and 2001 Update. Comments regarding this material are requested by March 23, 2001.

10. Consultation on Potentially Regionally Significant Projects of the FY 2002-2006 MAG Transportation Improvement Program

Federal and State conformity regulations require Metropolitan Planning Organizations such as MAG to consult with State and local air quality and transportation agencies, the U.S. Environmental Protection Agency, and the U.S. Department of Transportation regarding which transportation projects will be considered "regionally significant" for the purposes of regional emissions analysis. Regionally significant projects are subject to conformity requirements. A list of potentially regionally significant projects from the proposed FY 2002-2006 MAG Transportation Improvement Program has been prepared. It is requested that comments regarding the list be reported to MAG by March 23, 2001.

11. Draft Revised MAG 1999 Serious Area Carbon Monoxide Plan

The Management Committee, by consent, recommended adopting the Revised MAG 1999 Serious Area Carbon Monoxide Plan for the Maricopa County Nonattainment Area. The Draft Revised MAG 1999 Serious Area Carbon Monoxide Plan has been prepared to reflect the repeal of the Random Onroad Testing Requirements (Remote Sensing Program) from the Vehicle Emissions Inspection Program. In 2000, the Arizona Legislature passed H.B. 2104 which repealed the program. The Environmental Protection Agency then indicated that the MAG 1999 Serious Area Carbon Monoxide Plan, including the modeling attainment demonstration, would need to be revised. The revised plan demonstrates attainment of the carbon monoxide standard by the federal deadline of December 31, 2000.

12. Additional Inspectors for the Maricopa County Dust Control Program

The Management Committee, by consent, recommended that Maricopa County hire four additional inspectors for the Dust Control Program. At the February 28, 2001 Regional Council meeting, Maricopa County staff provided an update on the strengthened enforcement efforts for the Maricopa County Dust Control Program. The recent recommendation from the Governor's Brown Cloud Summit to add four inspectors to the program was also discussed. It was suggested that the additional inspectors be on the next agenda to request that the County hire the inspectors.

13. 911 System Performance Review Consultant Selection Recommendation

The Management Committee, by consent, recommended that the City of Phoenix as the Contracting Agent for the MAG Enhanced 911 Emergency Telephone System, contract with Contact One, LLC to undertake the 911 System Performance Review, for an amount not to exceed \$102,749, with the payment for the tasks provided by the Arizona Department of Administration. In November, MAG advertised a Request for Proposals for the review of the MAG Enhanced 911 Emergency Telephone System. The purpose of the review is to make a determination of the availability or possible direction for enhancement of its existing day-to-day System Management. A multi-agency evaluation team reached a consensus that Contact One, LLC be selected for the 911 System Performance Review for an amount not to exceed \$102,749. The City of Phoenix, serving as the Contracting Agent for the System, will contract for the consultant services, with payment for the tasks provided by the Arizona Department of Administration.

Acting Chairman Vanacour stated that presentations and discussion would be provided for agenda items 14A through 14D, followed by action.

14A. FY 2001 MAG Mid-Phase Public Input Opportunity

Jason Stephens gave a presentation on the FY 2001 MAG Mid-Phase Public Input Opportunity. He stated that the full Mid-Phase Public Input Opportunity Report was at each place. MAG co-sponsored several public input opportunities in February and March 2001 with the Arizona Department of Transportation (ADOT) and Regional Public Transportation Authority (RPTA). Opportunities included a "MAG at the Mall" event, Transportation Fair and an Open House/Public Hearing. The Transportation Fair and Open House/Public Hearing provided information on the draft 2002-2006 Transportation Improvement Program (TIP) and various aspects of the Long Range Transportation Plan (LRTP) Update. The results of these meetings are included in the Report.

14B. Additional MAG Federal Funding: Draft FY 2002-2006 MAG Transportation Improvement Program

Paul Ward gave a presentation on Additional MAG Federal Funding: Draft FY 2002-2006 MAG Transportation Improvement Program. In January, 2001, the Regional Council approved a list of projects for adding to FY 2006, totaling \$70 million in MAG Federal funds. In addition to these funds, a further \$25 million in MAG Federal funds have been identified as likely to be received during fiscal years 2002 through 2005. On February 27, 2001, the Transportation Review Committee (TRC) recommended projects for the funding and recommended that if

additional funding is available that projects deleted from the staff recommendation be funded. Acting Chairman Vanacour thanked Mr. Ward for his presentation and asked if there were any questions.

Paul Nordin expressed concern that projects originally ranked below a Fountain Hills project moved ahead of the Fountain Hills project in final rankings for funding. Mr. Ward explained that the Street Committee had ranked the Fountain Hills project ahead of three Freeway Traffic Interchange improvement (TI) projects and also ahead of the Guadalupe and Gila Bend projects. However, when the Transportation Review Committee ranked the projects, they indicated that a prior commitment had been made to ensure that the TI projects would be funded, as they had been removed from funding at short notice during the recent process in January and that they were generally more representative of regional projects than the Fountain Hills project. Also, the TI projects principally targeted the predominantly available CMAQ funds rather than the STP funds requested for the Fountain Hills project. Lastly, the Gila Bend and Guadalupe projects, as recommended in the staff option were very small projects (the first was less than \$200,000 and the second was less than \$50,000) compared with the \$840,000 requested for Fountain Hills.

Mr. Nordin suggested that the process be re-examined so as to eliminate the perception of projects jumping over another in the rankings. Mr. Bourey stated that the move has begun to re-examine the process in the upcoming year. Acting Chairman Vanacour asked Mr. Nordin if he requested follow up. Mr. Nordin stated that he was unsure of options and that a no vote could be more harmful.

14C. Conformity Analysis of the Draft FY 2002-2006 MAG Transportation Improvement Program

- Paul Ward gave a presentation on the Conformity Analysis of the Draft FY 2002-2006 MAG Transportation Improvement Program. Development of the program considered scores from the MAG Congestion Management and Congestion Mitigation and Air Quality (CMAQ) rating systems. Projects were ranked by MAG Modal Committees and the MAG Transportation Review Committee addressed funding amounts by mode. Acting Chairman Vanacour thanked Mr. Ward for his presentation and asked if there were any questions.

14D. Conformity Analysis of the Draft MAG Long Range Transportation Plan Summary and 2001 Update

Stuart Boggs gave a presentation on the Conformity Analysis of the Draft MAG Long Range Transportation Plan Summary and 2001 Update. Items addressed in this Update include: 1) incorporation of the Regional Off Street System (ROSS) plan, 2) extending the time horizon to 2021, 3) an updated funding plan, and 4) incorporation of changes from the Draft FY 2002-2006 Transportation Improvement Program. Acting Chairman Vanacour thanked Mr. Boggs for his presentation and asked if there were any questions.

Acting Chairman Vanacour recognized public comment from Blue Crowley, who stated the express terminal is not in the TIP. He stated that Jim Dickey has indicated that it is a part. Mr. Crowley stated that he does not want government workers driving single occupant vehicles to work. He commented that the amount ADOT will be spending is \$1.2 billion. Transit is allocated \$1 million. The TIP mentions Gilbert and Chandler, but what about the other cities? Mr. Crowley stated that reticulated buses do not fit in the hole. He noted that it has been mentioned

that charter coaches will be used for bus rapid transit, but they won't fit, either. Mr. Crowley commented on making sure that projects not finished, such as the deck park tunnel, are a part of the plan. Acting Chairman Vanacour thanked Mr. Crowley for his comments.

Acting Chairman Vanacour noted that agenda item #14A, FY 2001 MAG Mid-Phase Public Input Opportunity, was for information and discussion and no action was required.

Acting Chairman Vanacour asked for a motion on agenda item #14B, Additional MAG Federal Funding: Draft FY 2002-2006 MAG Transportation Improvement Program. Fred Carpenter moved to recommend including the MAG federally funded projects recommended by the Transportation Review Committee in the Draft FY 2002-2006 MAG Transportation Improvement Program for an air quality conformity analysis and to recommend that if additional funding is available that the projects deleted from the staff recommendation be funded. Shane Dille seconded, and the motion carried with Paul Nordin, Tom Buick and George Pettit voting no.

Acting Chairman Vanacour asked for a motion on agenda item # 14C, Conformity Analysis of the Draft FY 2002-2006 MAG Transportation Improvement Program. Fred Carpenter moved to recommend approving the Draft FY 2002-2006 MAG Transportation Improvement Program for an air quality conformity analysis and direct MAG staff, working with ADOT, to explore funding for right of way protection for the Loop 303 and provide a report to the Transportation Review Committee, Management Committee, and Regional Council. Also, to recommend that funds be added to FY 2002 to complete a design concept report and environmental analysis for remaining portions of the north leg of Loop 303. Terry Ellis seconded.

Frank Fairbanks expressed concern that the legal requirements for posting the motion were met. Mr. Bourey stated that the motion was to recommend approval of the TIP for a conformity analysis and the Management Committee would find this consistent with the agenda item. Dennis Smith stated that the motion was not asking for a different recommendation other than asking that a report be provided to the TRC, the Management Committee and the Regional Council. Mr. Carpenter stated that his motion was made to focus attention to right of way protection. Ken Driggs stated that action is appropriate with the modified motion.

Mike Hutchinson asked if the report would go through the committee review process. Mr. Carpenter replied that the report would go through the process. Shannon Wilhelmsen asked about the possibility that the TRC could recommend something different than was in the TIP. Mr. Carpenter noted that recommendations would be dependent upon additional funds becoming available. Mr. Bourey stated that additional project recommendations would need to come through the committee process for approval. Ms. Wilhelmsen asked if the TIP would be amended at a later time, if required. Mr. Bourey stated that action today would be to recommend approval of the draft TIP for a conformity analysis. A conformity analysis would be required on additional recommendations. Mr. Carpenter stated that he did not want to hold up the process and offered to withdraw his motion. Mr. Nordin stated that this was not an urgent issue, and it may be more prudent to take action on the original requested motion and to return at a later to consider this issue. Mr. Fairbanks clarified his question on legal requirements. He indicated he had no objection to committees studying the issue, but was concerned about obeying the law. Mr. Bourey stated that protecting the right of way for Loop 303 would proceed anyway because the Regional Council previously requested that this be done.

Mary Lynn Tischler made a substitute motion to recommend approving the Draft FY 2002-2006 MAG Transportation Improvement Program for an air quality conformity analysis. Frank Fairbanks seconded, and the motion carried unanimously.

Acting Chairman Vanacour asked for a motion on agenda item #14D, Conformity Analysis of the Draft MAG Long Range Transportation Plan Summary and 2001 Update. Mr. Driggs moved to recommend approving the Draft MAG Long Range Transportation Plan Summary and 2001 Update for an air quality conformity analysis. Mr. Carpenter seconded, and the motion carried unanimously.

15. Annual Report for the MAG Regional Freeway Program

Eric Anderson provided a presentation on the Annual Report for the MAG Regional Freeway Program. Each year, MAG produces a report that reviews the MAG Freeway Program. The Annual Report is required by a state law passed in 1992. Its purpose is to address the status of the regional freeway system. Since the first issuance of the Annual Report in April 1992, the Regional Freeway System, as reported in the Arizona Department of Transportation Life Cycle Program, has been in balance with available revenues and construction schedules have been met. Mr. Anderson reviewed the report findings. At the end of FY 2008, the last year of construction activity, the Program will have a zero cash balance. This will require extra diligence to keep the Program on schedule. Mr. Anderson stated that there is a limited ability for project acceleration. He noted that improvements to the right of way acquisition process will keep the Regional Freeway Program in balance and on schedule. Mr. Anderson stated that continued protection of right of way is needed. He stated that Regional Freeway System operations and maintenance costs are approximately \$123,000 per mile. The report recommended that model be developed that would estimate operations and maintenance costs as the system is completed. Mr. Anderson stated that other recommendations included preparing a consolidated State Highway Program for the MAG Region and adopting best management practices for the Statewide Program in the MAG Region.

16. FY 2001-2005 Short Range Transit Report

Anne McCracken, RPTA, provided a presentation on the FY 2001-2005 Short Range Transit Report. The Short Range Transit Report (SRTR) is prepared and updated annually by the Regional Public Transportation Authority on behalf of the Maricopa Association of Governments (MAG). In addition to providing recommendations for transit improvements over the next five years, the Report also includes a summary of the regional transit system's operating characteristics from Fiscal Year 1999-2000. The Report was developed using input from MAG member agencies and citizen participation efforts that are normally conducted throughout the year.

Acting Chairman Vanacour recognized public comment from Blue Crowley, who referred to page 42 of the report. He stated that he watched the Channel 12 expose on air quality efforts. If he had not seen the show, he would have been unaware that the Phoenix DAR fleet had converted from LNG to diesel at a cost of \$500,000. Mr. Crowley stated that on pages 51 and 52, the report states that Phoenix wants to construct two LNG facilities. He asked where is the commitment when the City has redone their fleet? Mr. Crowley stated that the express terminal has been taken out of the plan because of funding shortfall. This shortfall is a result of asking for four-tenths of



a cent tax instead of five-tenths of a cent. He stated that the document mentions transit improvements. The industry standards indicate that for 11 you get a bench and for 30 you get a shelter. He said to consider transit, such as bus pullouts, when construction is being done.

Mr. Driggs moved to recommend acceptance of the FY 2001-2005 Short Range Transit Report. Mr. Dille seconded, and the motion carried unanimously.

17. Regional Transportation Plan Update

Eric Anderson updated members on the Regional Transportation Plan. A kickoff dinner and three of the five Expert Panel Forums have been held. He stated that the next forum, on Land Use and Urban Development, is scheduled for March 23, 2001. The final forum, on Transportation and Technology, is scheduled for March 30, 2001. Mr. Anderson encouraged attendance at the forums. He stated that videotapes of the forums will be made available. In addition, the consultants are compiling issue papers. Mr. Anderson stated that focus groups are being organized in various areas of the region. Acting Chairman Vanacour thanked Mr. Anderson for his update and asked if there were any questions.

Mr. Carpenter asked when the videotapes would be available for member agencies to show on their public access channels. Mr. Anderson replied that the videotapes would be available after the March 30th forum, when logistics are worked out with those who provided the taping and after the tapes are edited. Mr. Fairbanks requested that he be provided with the attitude survey questions. Mr. Anderson replied that the questions would be provided for input before they are finalized.

18. Options for Animal Control Services

Stuart Kent, Glendale, stated that he served as Chair of the Animal Control Study Committee for the past 13 months. Since 1978, the majority of cities in Maricopa County have contracted with the County under a deficit-based contract, whereby all licensing revenue collected by the County would go to pay for field and shelter activities and any deficit would be made up at the end of the year on a per capita basis. In November 1999, Maricopa County Animal Control Services notified cities and towns that they would be moving to a cost basis contract for field services. This would represent an increase in funding to the County for shelter operations and an increase in cost to many cities and towns for enforcement services. On March 8, 2000, the Management Committee formed the Animal Control Study Committee to examine this issue and to develop a delivery system that is effective, humane and represents the needs of the community. Mr. Kent stated that the County developed a five-year business plan they have decided to implement.

Mr. Kent reviewed the three options determined by the Study Committee. Option 1: Sign a cost basis contract beginning July 1, 2001 with the County and monitor the implementation of the business plan. He noted that the County is offering a discounted rate to those cities renewing their contracts for a three year period. Option 2: Sign a one-year contract with the County, monitor the implementation of the business plan and consider private sector costs and services. Option 3: Further explore the local agency service delivery models already implemented by Fountain Hills, Peoria, and Mesa. Acting Chairman Vanacour thanked Mr. Kent for his report and asked if there were any questions. Hearing none, he asked for a motion.

George Pettit moved to recommend acceptance of the report of the Animal Control Study Committee. Cynthia Seelhammer seconded, and the motion carried, with Ms. Tischer not voting.

There being no further business, the meeting adjourned at 1:20 p.m.

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Chairman

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Secretary